

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 12461 of Anthony J. and L. A. Anselmo, pursuant to Sub-section 8207.2 of the Zoning Regulations, for a special exception under Paragraph 5102.41 to establish an auto repair garage in conjunction with an existing gasoline service station in the C-2-A District at the premises 5420 New Hampshire Avenue, N.W. (Square 3393, Lot 859).

HEARING DATE: September 27, 1977

DECISION DATE: September 27, 1977 (Bench Decision)

This application was originally scheduled for public hearing on July 26, 1977. No one appeared and the hearing was rescheduled for September 27, 1977. An affidavit of posting has never been filed.

By BZA letter of August 1, 1977, applicant was advised of the rescheduled hearing date. He was also advised that if no one appears on September 27, 1977, the applications will be subject to dismissal. Also, in the same letter, applicant was advised to submit further information that the Department of Transportation was requesting so that the Department of Transportation will issue its report. This information has never been submitted.

Applicants, through counsel, stated that they were unaware that they had to file an affidavit of posting and that they never received the BZA letter of August 1, 1977.

On a motion made by William F. McIntosh, seconded by Charles R. Norris, the Board DISMISSED the application WITHOUT PREJUDICE by a vote of 5-0 (William F. McIntosh, Charles R. Norris, Chloethiel Woodard Smith, John G. Parsons and Leonard L. McCants).

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY: Steven E. Sher  
STEVEN E. SHER  
Executive Director

FINAL DATE OF ORDER: 30 SEP 1977